

Docket No. PRC-001

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is the original.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or any original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Ester Based Phosphobetaine Compounds

the specification is attached hereto.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CONDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I do not know and do not believe that the invention was ever patented or described in any printed publication in any country before my invention before my or our invention thereof for more than one year prior to this application.

I do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application.

I acknowledge the duty to disclose information, which is material to the examination and patentability of this application in accordance with Title 37, Code of Federal Regulations. 1.56(a).

I acknowledge, in the case of a continuation in part application, the duty to disclose material information as defined in 37 C.F.R. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation in part application.

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE OR DIRECT TELEPHONE CALLS TO:

A.J. O'Lenick, Jr. (Applicant)
2170 Luke Edwards Road
Dacula Ga 30019 (678) 442-0210

Declaration

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under section 1001 of title 18 of the United States code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signatures

First inventor John Imperante

Inventor's Signature

Date: August 15, 2003 Country of Citizenship U.S.A.

Address 60 Fourth Street Somerville, N.J. 08876

Second inventor

Anthony J. O'Lenick, Jr.

Inventor's Signature

Date: August 15, 2003 Country of Citizenship U.S.A.

Address 2170 Luke Edwards Road Dacula, Ga 30019

End of Transmittal

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Applicant: John Imperante

Second Applicant: Anthony J. O'Lenick, Jr.

Title: " Ester Based Phosphobetaine Compounds"

SMALL ENTITY DECLARATION - INDEPENDENT INVENTOR(S)

As a below named inventor, We hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41 (a) and (b) of Title 35 United States Code, to the Patent and Trademark Office with regard to my above identified invention described in the specification filed herewith. I have not assigned, granted, conveyed, or license and am under no obligation under any contract of law to assign, grant, convey, or license any rights in the invention to either (a) any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or (b) any concern which would not qualify as either (i) a small business concern under 37 CFR 1.9(d) or (ii) a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☒ There is no such entity

I acknowledge a duty to file, in the above application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

John Imperante

Date

Anthony J. O'Lenick, Jr.

Date